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FACSIMILE COVER SHEET

Date: October 10, 2003

To: Commissioner for Patents
Fax No: 703-872-9306A Professional Corporation
Intellectual Property AttorneysFrom: Mark D. Weis
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Client No: 10541-821

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(inc. this page): 7Confirmation Copy To Follow: Yes No IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE,
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SAN JOSE, CA
 INDIANAPOLIS, IN
 ANN ARBOR, MI
 ALEXINGTON, VA

VIA FACSIMILE
 (703) 872-9306
 Commissioner for Patents

Re: Application No.: 10/040,955
 Filing Date: December 28, 2001
 Title: AN APPARATUS AND A METHOD FOR
 ADJUSTING FLUID MOVEMENT IN A
 VARIABLE DISPLACEMENT PUMP
 Our Case No.: 10541/821 – V200-0939

Dear Commissioner for Patents:

On June 13, 2003 your office mailed out an Official Office Action on the above referenced matter which subjected the pending claims to a restriction and/or election requirement. On September 24, 2003, we filed a Response to the Restriction Requirement along with a Transmittal Letter and a Petition and Fee for Extension of Time to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. The Petition and Fee for Extension of Time was for a three month extension which would expire on Tuesday, October 14, 2003 due to the Columbus Day holiday.

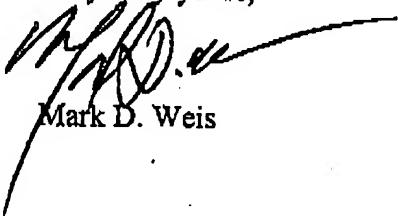
The Response to Restriction Requirement, Transmittal Letter and a Petition and Fee for Extension of Time were all sent to the correct address and the certificates of mailing on both the Transmittal Letter and the Petition and Fee for Extension of Time listed the correct address of P.O. Box 1450, Alexandria, VA 22313-1450. However, we recently realized that due to an error, the certificate of mailing on the Response to Restriction Requirement incorrectly stated that the correspondence was sent to the Commissioner for Patents, Washington, D.C. 20231. We have learned that the original Response to Restriction Requirement, Transmittal Letter and Petition and Fee for Extension of Time have been received by your office and your office has debited our deposit account for the extension of time accordingly. After consulting with the primary examiner, Avraham Lerner, we are now enclosing an Amended Response to Restriction Requirement reflecting a corrected mail certification as being faxed to the U.S. Patent and Trademark Office, Examiner Avraham Lerner at Fax Number (703) 872-9306, on October 10, 2003. No substantive changes have

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been made to the Response to Restriction Requirement. As per our conversation with Examiner Lerner, no additional fees are believed to be due with the filing of this Amended Response to Restriction Requirement as the only change is to the certificate of mailing and the correction is occurring within the three month extension that we have previously petitioned and paid for.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,


Mark D. Weis

MDW/bl
Enclosure